Jerold G. Oldroyd, Esq. (#2453) Sharon M. Bertelsen, Esq. (#9759) Theresa A. Foxley, Esq. (#12093) Ballard Spahr LLP 201 South Main Street, Suite 800 Salt Lake City, Utah 84111 Telephone: (801) 531-3000 Facsimile: (801) 531-3001 OldroydJ@ballardspahr.com BertelsenS@ballardspahr.com FoxleyT@ballardspahr.com

Attorneys for Comcast Cable Communications, LLC

BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

) In the Matter of the Application of Rocky Docket No. 10-035-124 Mountain Power for Authority to Increase its) Retail Electric Utility Service Rates in Utah) **COMCAST CABLE** and for Approval of its Proposed Electric COMMUNICATIONS, LLC'S) Service Schedules and Electric Service FIRST DATA REQUEST TO Regulations **OWEST CORPORATION**)

Comcast Cable Communications, LLC, on behalf of its operating subsidiaries and affiliates ("Comcast"), hereby submits this First Data Request in the above-captioned matter to Qwest Corporation ("Qwest"). Comcast requests that Qwest provide its response to the Data Request within the time periods specified by the Public Service Commission of Utah.

I. <u>INSTRUCTIONS</u>

1. In accordance with Rule 33 of the Utah Rules of Civil Procedure, please answer each data request separately and fully in writing under oath, unless it is objected to, in which event, state the reasons for objection in lieu of an answer, and answer each other portion of the data request to which no objection is asserted. Following each answer, please identify the person

responsible for the answer, and following each objection, please identify the attorney objecting to the data request.

- 2. If you are unable to answer a data request fully, please submit as much information as is available and explain why your answer is incomplete.
- 3. These data requests are continuing in nature and include all documents and information prepared or received by you between the date of receipt of this request and the date of the Pubic Service Commission hearing on this matter.
- 4. True and correct copies of all documents responsive and related to the data requests are to be produced, identified and submitted to Comcast within the time periods specified by the Public Service Commission.

II. <u>DEFINITIONS</u>

The following definitions shall apply to these data requests:

- 1. The terms "and" and "or" as used herein are inclusive, and shall be construed either disjunctively or conjunctively as necessary to bring within the scope of the requests matters that might otherwise be construed to be outside its scope.
 - 2. The term "any" means one or more.
- 3. The term "pole attachment" means any attachment by a cable company or provider of telecommunications service to a pole, duct, conduit, or right-of-way owned or controlled by a utility.
 - 4. The term "including" means including but not limited to.
- 5. The terms "relate to" and "relating to" mean, without limitation, to make a statement about, refer to, discuss, describe, reflect, contain, identify or in any way pertain to, in whole or in part, or being logically, legally or factually related.

DMWEST #8250623 v1 2

6. The term "you" means (a) the person on which this request is served, its predecessors, successors, subsidiaries, parents, divisions and affiliates and (b) present and former partners, officers, directors, employees, agents, and other persons acting on behalf of it or one or more of its predecessors, successors, subsidiaries, parents, divisions or affiliates, including but not limited to employees, independent contractors, consultants, attorneys, or other agents having possession, custody or control of documents or information called for by this request.

7. The singular form of a noun or pronoun shall be considered to include the plural form of the noun or pronoun, and vice versa.

8. Regardless of the tense employed, all verbs shall be read as applying to the past, present and future as is necessary to make any paragraph more, rather than less, inclusive.

DATA REQUEST

REQUEST NO. 1

Please provide a copy of Rocky Mountain Power's responses to all discovery requests served by Qwest on Rocky Mountain Power relating to the testimony of Jeffrey Kent and/or Steven McDougal, and/or relating to pole attachment issues in this proceeding. DATED this 10th day of May, 2011.

COMCAST CABLE COMMUNICATIONS, LLC

Sharon M. Bertelan Jerold G. Oldroyd, Esq.

Sharon M. Bertelsen, Esq.

Theresa A. Foxley, Esq.

Attorneys for Comcast Cable Communications, LLC

Ballard Spahr LLP

One Utah Center, Suite 800

201 South Main Street

Salt Lake City, Utah 84111-2221

CERTIFICATE OF SERVICE Docket No. 10-035-124

I hereby certify that on the 10th day of May, 2011, a true and correct copy of

COMCAST CABLE COMMUNICATIONS, LLC'S FIRST DATA REQUEST TO

QWEST CORPORATION was emailed to:

Paul H. Proctor Assistant Attorney General Utah Office of Consumer Services 160 East 300 South, 5th Floor Salt Lake City, UT 84111 pproctor@utah.gov

Michele Beck
Cheryl Murray
Dan Gimble
Utah Office of Consumer Services
160 East 300 South, 2nd Floor
Salt Lake City, UT 84111
mbeck@utah.gov
cmurray@utah.gov
dgimble@utah.gov

Peter J. Mattheis
Eric J. Lacey
Brickfield, Burchette, Ritts & Stone, P.C.
1025 Thomas Jefferson St., NW, 800 West
Washington, D.C. 20007
pjm@bbrslaw.com
elacey@bbrslaw.com

Gloria D. Smith Sierra Club 85 Second Street, 2nd Floor San Francisco, CA 94105 gloria.smith@sierraclub.org

Kurt J. Boehm Boehm, Kurtz & Lowry 36 East Seventh Street, Suite 1510 Cincinnati, OH 45202 kboehm@bkllawfirm.com Patricia Schmid
Assistant Attorney General
Utah Division of Public Utilities
160 East 300 South, 5th Floor
Salt Lake City, UT 84111
pschmid@utah.gov

Chris Parker
William Powell
Dennis Miller
Utah Division of Public Utilities
160 East 300 South, 4th Floor
Salt Lake City, UT 84111
chrisparker@utah.gov
wpowell@utah.gov
dennismiller@utah.gov

Kevin Higgins
Neal Townsend
Energy Strategies
215 S. State Street, #200
Salt Lake City, UT 84111
khiggins@energystrat.com
ntownsend@energystrat.com

Gary A. Dodge Hatch James & Dodge 10 West Broadway, Suite 400 Salt Lake City, UT 84101 gdodge@hjdlaw.com

Holly Rachel Smith Hitt Business Center 3803 Rectortown Road Marshall, VA 20115 holly@raysmithlaw.com Stephen J. Baron J. Kennedy & Associates 570 Colonial Park Drive, Suite 305 Roswell, GA 30075 sbaron@jkenn.com

Stephen F. Mecham Callister Nebeker & McCullough 10 East South Temple, Suite 900 Salt Lake City, UT 84133 sfmecham@cnmlaw.com

Gerald H. Kinghorn
Jeremy R. Cook
Parsons Kinghorn Harris, P.C.
111 East Broadway, 11th Floor
Salt Lake City, UT 84111
ghk@pkhlawyers.com
jrc@pkhlawyers.com

Sophie Hayes
Sarah Wright
Utah Clean Energy
1014 2nd Avenue
Salt Lake City, UT 84111
sophie@utahcleanenergy.org
sarah@utahcleanenergy.org

F. Robert Reeder
William J. Evans
Vicki M. Baldwin
Parsons Behle & Latimer
201 South Main Street, Suite 1800
Salt Lake City, UT 84111
bobreeder@parsonsbehle.com
bevans@parsonsbehle.com
vbaldwin@parsonsbehle.com

Rob Dubuc Western Resource Advocates 150 South 600 East, Suite 2A Salt Lake City, UT 84102 rdubuc@westernresources.org Ryan L. Kelly Kelly & Bramwell, P.C. 11576 South State St. Bldg. 1002 Draper, UT 84020 ryan@kellybramwell.com

Steve W. Chriss Wal-Mart Stores, Inc. 2001 SC 10th Street Bentonville, AR 72716 stephen.chriss@wal-mart.com

Shayla L. McNeill Karen S. White AFLOA/JACL-ULFSC 139 Barnes Drive, Suite 1 Tyndall AFB, FL 32403 shayla.mcneill@tyndall.af.mil karen.white@tyndall.af.mil

Yvonne R. Hogle
David L. Taylor
Rocky Mountain Power
201 South Main Street, Suite 2300
Salt Lake City, UT 84111
yvonne.hogle@pacificorp.com
dave.taylor@pacificorp.com
datarequest@pacificorp.com

Janee Briesemeister
AARP
98 San Jacinto Blvd., Suite 750
Austin, TX 78701
jbriesemeister@aarp.org

Nancy Kelly Western Resource Advocates 9463 N. Swallow Rd. Pocatello, ID 83201 nkelly@westernresources.org

DMWEST #8250623 v1 5

Steven Michel
Western Resource Advocates
2025 Senda de Andres
Santa Fe, NM 87501
smichel@westernresources.org

Mike Legge Roger Swenson US Magnesium LLC 238 North 2200 West Salt Lake City, UT 84116 mlegge@usmagnesium.com roger.swenson@prodigy.net

Arthur F. Sandack 8 East Broadway, Suite 411 Salt Lake City, UT 84111 asandack@msn.com

Randy N. Parker Leland Hogan Utah Farm Bureau Federation 9865 South State Street Sandy, UT 84070 rparker@fbfs.com leland.hogan@fbfs.com Torry R. Somers
CenturyLink
6700 Via Austi Pkwy.
Las Vegas, NV 89119
torry.r.somers@centurylink.com

Sonya L. Martinez
Betsy Wolf
Salt Lake Community Action Program
764 South 200 West
Salt Lake City, UT 84101
smartinez@slcap.org
bwolf@slcap.org

Bruce Plenk 2958 N. St. Augustine Pl. Tucson, AZ 85712 bplenk@igc.org

/s/ Sharon M. Bertelsen

DMWEST #8250623 v1

6